

EXHIBIT H

UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF NEW YORK

Case No. 05-44481-rdd

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In the matter of:

DPH HOLDINGS CORP., et al.,

Reorganized Debtors.

- - - - -x

United States Bankruptcy Court

One Bowling Green

New York, New York

April 1, 2010

10:44 AM

B E F O R E:

HON. ROBERT D. DRAIN

U.S. BANKRUPTCY JUDGE

VERITEXT REPORTING COMPANY

212-267-6868

516-608-2400

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2 HEARING re Reorganized Debtors' Emergency Motion for Order
3 Under Section 105(a) of the Bankruptcy Code, Fed. R. Bankr. P.
4 7004(a) and 9006(b)(1) and Fed. R. Civ. P. 4(m) Extending
5 Deadline to Serve Process for Certain Avoidance Actions
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25 Transcribed by: Lisa Bar-Leib

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19 BY: JUDY B. CALTON, ESQ.
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1 procedures specifies that any party may apply for relief from
2 that order. And any foreign defendant served after that order
3 -- after a case management order is entered with regard to
4 these cases can seek relief certainly on the grounds that they
5 had not been served and thus were not a party to these cases --

6 THE COURT: Well, would they even have to seek relief
7 if they're not a party? I mean, it's odd to say that they'd be
8 bound if they're not party to an adversary proceeding that's
9 been --

10 MR. FISHER: Your Honor, the purpose --

11 THE COURT: -- served yet.

12 MR. FISHER: -- of the case management order, of
13 course, is to have uniform procedures in place that expedite
14 these cases --

15 MR. FISHER: So as a practical matter, it would seem
16 to me that they would want to participate in the hearing,
17 although with regard to deadlines and such, obviously those
18 deadlines would have to run from service, right? They wouldn't
19 be running from the filing of the complaint.

20 MR. FISHER: That's correct, Your Honor.

21 THE COURT: Okay.

22 MR. FISHER: And certainly, if any of the objectants'
23 counsel wishes to consent to service and be heard on April
24 22nd, that certainly would simplify matters greatly.

25 THE COURT: You would not preclude any of these